

POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby revoke all previous powers of attorney given in the application identified in the attached statement under 37 CFR 3.73(b).

I hereby appoint:

☒ Practitioners associated with the Customer Number: 69693

OR

☐ Practitioner(s) named below (If more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number	Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Please change the correspondence address for the application identified in the attached statement under 37 CFR 3.73(b) to:

☒ The address associated with Customer Number: 69693

OR

☐ Firm or Individual Name

Address

City

State

Zip

Country

Telephone

Email

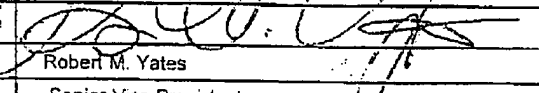
Assignee Name and Address:

Level 3 Communications, LLC
1025 Eldorado Boulevard
Broomfield, Colorado 80021

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Signature		Date	July 19, 2007
Name	Robert M. Yates	Telephone	(703) 888-2283
Title	Senior Vice President		

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2

STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Derek Mitsumori and Michael BaiApplication No./Patent No.: 10/629,521 Filed/Issue Date: 29 July 2003Entitled: SYSTEM AND METHOD FOR GENERATING REPORTS IN A NETWORKLevel 3 Communications, LLC a limited liability company of Delaware

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title, and interest

The extent (by percentage) of its ownership interest is _____

in the patent application/patent identified above by virtue of either:

A. ☐ An assignment from the inventor _____ to _____ of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____.

B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From Michael Bai To: Level 3 Communications, LLC

The document was recorded in the United States Patent and Trademark Office on 2 February 2008 at Reel 020457 Frame 0707.

2. From: Derek Mitsumori To: Level 3 Communications, LLC

The document was recorded in the United States Patent and Trademark Office _____ at Reel _____, Frame _____, or for which a copy thereof is attached dated 21 January 2008.

☒ A copy of Assignment in the chain of title is attached.

[NOTE: A separate copy (i.e., a true copy of the original document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08] (Agreements are being recorded concurrently with this Statement).

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

/Damon A. Rieth/

Signature

Damon A. Rieth

Printed or Typed Name

Attorney for Assignee

Title

19 February 2008

Date

720-377-0770

Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PATENT APPLICATION ASSIGNMENT

This Assignment is made and entered into by and between Derek Mitsumori, residing at 9 Fuller Road, Lexington, MA 02420 ("Assignor"), and Level 3 Communications, LLC, a limited liability company organized and existing under the laws of the state of Delaware, also having its principal place of business at 1025 Eldorado Blvd, Broomfield, CO 80021 ("Assignee").

WHEREAS, Assignor is an inventor of a certain new and useful invention entitled **"SYSTEM AND METHOD FOR MONITORING COMMUNICATIONS IN A NETWORK,"** for which an application for Letters Patent of the United States has been prepared and filed on 29 July 2003, receiving Application No. 10/629,521 and which invention further includes foreign counterparts thereof, any inventions described therein, all continuing applications, reissues, divisions, continuations, continuations in part, extensions, renewals and reexaminations thereof and any other form of industrial property protection relating to the foregoing in the United States and throughout the world (collectively, "the Patents");

WHEREAS, pursuant to a certain employment agreement and/or arrangement between Assignor and Genuity Inc. ("Genuity") and/or one of its affiliates, Assignor agreed to assign all of its right, title and interest to Genuity for any intellectual property created while employed at Genuity, which intellectual property included, without limitation, the Patents (hereinafter, "the First Conveyance");

WHEREAS, Assignee is the successor in interest to all of the rights and interests to and in the Patents pursuant to a certain Asset Purchase Agreement dated as of November 27, 2002 between Genuity, Assignee and Level 3 Communications, Inc., a Delaware corporation ("Level 3 Parent"), and/or one or more subsequent agreement(s) between Assignee and Level 3 Parent ("the Second Conveyance");

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor agrees as follows:

Assignor hereby sells, assigns, conveys, transfers and sets over unto Assignee its successors and assigns (to the extent not already sold, assigned, conveyed or transferred to Assignee in connection with the First Conveyance and the Second Conveyance), all of Assignor's right, title and interest in the Patents and the right to sue for and obtain past, present, and future damages (including, without limitation, lost profits, reasonable royalties and any available statutory remedies) and unjust enrichment and/or restitution, for past, present and future claims, suits and actions, known and unknown, against third parties arising in connection with infringement of any of the Patents prior to the date hereof (collectively, "the Patent Rights"), the Patent Rights to be held and enjoyed by Assignee for its own use and benefit, and for the use and benefit of its successors, assigns or other legal representatives, fully and entirely.

Assignor hereby covenants and agrees with Assignee, its successors and assigns, that Assignor will not execute any writing or do any act whatsoever conflicting with this

Assignment, and that Assignor or its successors and assigns will, at any time upon request, without further or additional consideration, execute such additional writings and do such additional acts as Assignee, its successors and assigns, may deem necessary or desirable to perfect Assignee's enjoyment of this grant, and render all necessary assistance in making application for and obtaining original, divisional, reissued or extended Letters Patent of the United States, or of any and all foreign countries on the Patents, and will give testimony in any proceedings or transactions involving the Patents.

Date:

1/21/2008
Derek Mitsumori